IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION No. 12416 of 2005

Between:

1 Dandu Lakshmipathi Raju, S/o Pullam Raju,
R/o Bhogapuram Road, Gundugolanu Village,

Bhimadolu Mandal, W.G. District.
2 Dandu Anantha Lakshmi, w/o Lakshmipathi Raju,
R/o Bhogapuram Road, Gundugolanu Village,

Bhimadolu Mandal, W.G. District.
3 Kovvuri Srinivasa Reddy, S/o Chella Reddy,
R/o Pentapadu Village and Mandal,

Near Andhra Bank, W.G. District.

..... PETITIONERS

AND

1 The State of Andhra Pradesh, Rep. by its Principle Secretary,
Prohibition and Excise, A.P. Secretary, Hyderabad.
2 The District Collector, West Godavari District, Eluru.
3 The Superintendent of Prohibition and Excise,

Eluru, West Godavari District.
4 Rudraraju Bangaru Raju, s/o Seetha Rama Raju,
R/o Door No. 2-31, Bethireddyvari Street,

Pentapadu Village and Mandal, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or direction more particularly one in the nature of a Writ of Mandamus declaring the action of the Respondents 1 to 3 in considering the tender of 4th Respondent when he has filed a Debtors Insolvency Petition as arbitrary, illegal and volatile of the Provisions of the Excise Act and to pass such other and further order/s as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.C.S.N.RAJU

Counsel for the Respondent Nos.1 to 3: GP FOR PROHIBITION & EXCISE

Counsel for the Respondent No.4: MR Y.V.RAVI PRASAD

The Court at the stage of admission made the following:

ORDER:

Today, when the matter is taken up for hearing, the learned counsel for the petitioners, on instructions, requested the Court to permit him with withdraw the writ petition. Permission is accorded.

Recording the above, the Writ Petition is dismissed as withdrawn. No order as to costs.

GODA RAGHURAM,J

Dated: 01.07.2005

Dsr

ASSISTANT REGISTRAR

To:

1. The Principle Secretary,

Government of Andhra Pradesh,

Prohibition & Excise, A.P.Secretary,

Hyderabad

2. The District Collector,

West Godavari District, Eluru

3. The Superintendent for Prohibition &

Excise, Eluru, West Godavari District

4. Two CCs to the Government Pleader

for Prohibition and Excise,

High Court Buildings, Hyderabad (OUT)

5. Two CD copies

6. 1 CC to MR.RAJU